

11/14/01 1129 U.S. PTO

PATENT
Customer Number 22,852
Attorney Docket No. 04185.0005-09000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS AND TRADEMARKS
Washington, D.C. 20231

Prior Application Art Unit: 1636

Prior Application Examiner: G. Leffers, Jr.

SIR: This is a request for filing a

☒ Continuation ☐ Continuation-in-Part ☐ Divisional Application under 37 C.F.R. § 1.53(b) of pending prior application Serial No. 09/452,817, filed December 1, 1999, of David F. CARMICHAEL, et al. for HUMAN COLLAGENASE INHIBITOR, RECOMBINANT VECTOR SYSTEM FOR USING SAME AND RECOMBINANT-DNA METHOD FOR MANUFACTURE OF SAME.

1. ☒ Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior application Serial No. 09/452,817 as originally filed on December 1, 1999, which is incorporated herein by reference.
2. ☐ Enclosed is a substitute specification under 37 C.F.R. § 1.125.
3. ☐ Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 1.22(b)(2)(B)(i).
4. ☒ A Preliminary Amendment is enclosed.
5. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 above.

| | | | | | | |
|--|------------------|---|-------|--------------|--------|-------------|
| Basic Application Filing Fee | | | | | \$740 | \$ \$740.00 |
| | Number of Claims | | Basic | Extra Claims | | |
| Total Claims | 19 | - | 20 | 0 | x \$18 | 0 |
| Independent Claims | 4 | - | 3 | 1 | x \$84 | \$84 |
| <input checked="" type="checkbox"/> Presentation of Multiple Dep. Claim(s) | | | | | +\$280 | \$280 |
| Subtotal | | | | | | \$ 1104 |
| Reduction by 1/2 if small entity | | | | | | - 0 |
| TOTAL APPLICATION FILING FEE | | | | | | \$ 1104 |

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6. ☒ A check in the amount of \$1104.00 to cover the filing fee is enclosed.
7. ☒ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
8. ☒ Amend the specification by inserting before the first line, the following new paragraph:

This is a continuation of application Serial No. 09/452,817, filed December 1, 1999 (presently allowed); which is a continuation of application Serial No. 08/474,553, filed June 7, 1995 (now USP 6,090,585); which is a continuation of application Serial No. 08/050,739, filed April 21, 1993 (now abandoned); which is a continuation of application Serial No. 07/853,018, filed March 18, 1992 (now abandoned); which is a continuation of application Serial No. 07/517,475, filed May 1, 1990 (now abandoned); which is a continuation of application Serial No. 07/320,923, filed March 8, 1989 (now abandoned); which is a continuation of application of Serial No. 06/784,319, filed October 4, 1985 (now abandoned); which is a continuation-in-part of application Serial No. 06/699,181, filed February 5, 1985 (now abandoned), all of which are incorporated herein by reference.

9. ☒ The prior application is assigned of record to: AMGEN INC. of Thousand Oaks, California.
10. ☐ Priority of application Serial No. , filed on in is claimed under 35 U.S.C. § 119. A certified copy
- ☐ is enclosed or ☐ is on file in the prior application.
11. ☐ Small entity status is appropriate and applies to this application.
12. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter,

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-406-4000

Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Roger D. Taylor, Reg. 28,992; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33, 921; James B. Monroe, Reg. No. 33,971; Doris Johnson Hines, Reg. No. 34,629; Allen R. Jensen, Reg. No. 28,224; Lori Ann Johnson, Reg. No. 34,498; David A. Manspeizer, Reg. No. 37,540; John Rissman, Reg. No. 33,764; M. Lawrence Oliverio, Reg. No. 30,915; and Therese Hendricks, Reg. No. 30,389.

13. ☒ The power appears in the original declaration of the prior application.
14. ☐ Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
15. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852.**
16. ☐ Recognize as associate attorney _____
17. ☒ Also enclosed is a paper copy of the Sequence Listing filed on June 22, 2001, in parent application number 09/452,817.

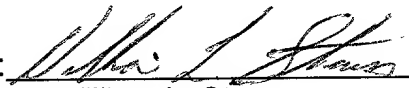
LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-408-4000

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 09/452,817, filed December 1, 1999, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge the fee for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: November 14, 2001

By: 
William L. Strauss
Reg. No. 47,114

232123-1

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-408-4000

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PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

In Re Application of: David F. CARMICHAEL, et al.

Serial No.: (Division of U.S. Appln. No. 09/452,817) Group Art Unit: Not Yet Assigned

Filed: November 14, 2001

Examiner: Not Yet Assigned

For: HUMAN COLLAGENASE INHIBITOR, RECOMBINANT VECTOR SYSTEM FOR
USING SAME AND RECOMBINANT DNA METHOD FOR THE MANUFACTURE OF
SAME

-
1. New Serial Number Postcard
 2. Transmittal Sheets
 3. Prior Patent Appln. (82 pp + Title Page), formal drawing (1 pp), and executed Declaration (2 pp)
 4. Paper copy of Sequence Listing (8 pp)
 5. Preliminary Amendment
 6. Check in the amount of \$1104 (filing fee (\$740) and additional claims fee (\$364))

Dated: November 14, 2001

Docket No.: 04185.0005-09000

(Due Date: N/A)

WLS/cob - **MailDrop 216**

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